IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 7845 of 2005

Between:

1 A. Deva Rajulu S/o A. Srinivasulu Naidu
R/o H. No. 20-1-467/3A, Maruthi Nagar, Kurlagunta,
Tirupathi, Chittoor Distirct
2 M. Raja S/o Muniratnam Naidu
C/o 1st petitioner R/o H. No. 20-1-467/3A,
Maruthi Nagar, Kurlagunta, Tirupathi, Chittoor Distirct

..... PETITIONERS

AND

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1 The A.P. State Road Transport Corporation, rep by its

Managing Director, Musheerabad, Hyderabad
2 The Regional Manager, APSRTC., Tirupathi Region,

Tirupathi, Chittoor District
3 The Depot Manager, APSRTC., Tirupati-I Depot,

Tirupati, Chittoor District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order direction or Writ more particularly one in the nature of Writ of Mandamus declaring the action of the 2nd respondent in issuing the proceedings No. E4/255(8)/2003-RM (T), dt 11-7-2003 in not grating 12 years stagnation increments/Special grade increments to the petitioners is illegal, arbitrary and unjust and consequently set a side the proceedings NO. E4/255(8)/2003-RM (T), dt 11-7-2003 issued by the 2nd Respondent by granting 12 years stagnation increments/ Special grade increments to the petitioners and pass such further other order or orders as this Hon'ble Court may deem fit and proper under the circumstances of the case

Counsel for the Petitioner: MR.G.RAVI MOHAN

Counsel for the Respondents: MR.P.VINAYAKA SWAMY

The Court at the admission stage made the following :

ORDER:

Questioning the action of the second respondent in issuing proceedings No.E4/255(8)/2003-RM(T), dated 11-7-2003 in not granting 12 years stagnation increments/special grade increments, the petitioners filed the present writ petition.

Heard both sides and at their request the writ petition is taken up for disposal at the stage of admission.

The grievance of the writ petitioners is that the respondents-Corporation is not giving the Special Grade/Stagnation increment to them with effect from their completion of 12 years of service in the Corporation.

The purport of the decision reported by this Court in W.A.No.1301 of 2000, dated 29-10-2002, is that the entire service of the petitioner in the corporation has to be taken into consideration for the purpose of giving the benefit of stagnation increment. Certain guidelines have been framed by the respondents-corporation, more particularly, in circular No.P.D-113/1989, dated 3-6-1989, for grant of stagnation increments. Therefore, it is for the respondents-corporation to decide the matter whether the petitioners are entitled to the stagnation increments in pursuance of the aforesaid circular order. Therefore, a direction is given to the respondents-corporation to give the Special Grade/Stagnation increment as per the rules taking into account the petitioners' total service of 12 years in the corporation.

The Writ Petition is accordingly disposed of. In the circumstances without costs.

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K.C. Bhanu, J.

7th April 2005

js.

To

1 The Managing Director, A.P. State Road Transport

Corporation, Musheerabad, Hyderabad
2 The Regional Manager, APSRTC., Tirupathi Region,

Tirupathi, Chittoor District
3 The Depot Manager, APSRTC., Tirupati-I Depot,

Tirupati, Chittoor District

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